From: <u>Barbara Aldridge</u>
To: <u>Barbara Nann</u>

Subject: Re: Fw: RSD Briefing on Gulfco UAO

Date: 12/03/2009 08:11 AM

are we talking a UAO for removal? I thought the PRPs were interested in an AOC. weren't you working on an AOC?

Barbara J. Aldridge, Enforcement Officer U. S. EPA, Region 6, Superfund Division Enforcement Assessment Section, 6SF-TE aldridge.barbara@epa.gov Phone (214) 665-2712 Fax (214) 665-6660

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▼ Fw: RSD Briefing on Gulfco UAO

Fw: RSD Briefing on Gulfco UAO

Barbara to: Barbara Aldridge

Nann

12/02/2009 04:15 PM

Barbara A. Nann Assistant Regional Counsel EPA Region 6 (6RC-S) 1445 Ross Avenue Dallas, TX 75202 phone: (214) 665-2157

fax: (214) 665-6460 nann.barbara@epa.gov

---- Forwarded by Barbara Nann/R6/USEPA/US on 12/02/2009 04:15 PM -----

RSD Briefing on Gulfco UAO

Gregory to: Barbara Nann Wall

12/02/2009 02:57 PM

Cc: Benjamin Lammie

Barbara,

Earlier this morning, I briefed RSD management on the Gulfco UAO issue. RSD management believes that an ISE could be justified at Gulfco and that the lack of an ISE should not be used as the basis for not issuing the UAO. Given the historical recalcitrance of these PRPs, and in an effort to expedite tank removal/cap repair at the site, RSD would be willing to seek \$150K-\$175K in Fund monies from OSWER for this work should the PRPs not comply with the UAO (given the possible CC implications, we're very confident that OSWER would concur with any strong recommendation of ours to release such Funds). We can cross this bridge when we come to it, but we likely ought to discuss whether a referral to DOJ for UAO-enforcement is warranted before obligating the Fund monies.

We are in the process of scheduling a meeting to brief OSRE management on this issue. I will keep you posted in that regard.

Best, Greg

Gregory R. Wall, Attorney-Advisor U.S. Environmental Protection Agency Office of Enforcement and Compliance Assurance / OSRE

Tel: 202.564.4498 Fax: 202.501.0269

E-mail: wall.gregory@epa.gov

Mail:

1200 Pennsylvania Ave, N.W. AR-S Room 4232; MC: 2272A

Washington, DC 20460

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